

|   |  |
|---|--|
| UNITED STATES BANKRUPTCY COURT<br>DISTRICT OF NEW JERSEY  |  |
| <b>Caption in Compliance with D.N.J. LBR 9004-1(b)</b>  |  |
| Raymond & Raymond, Attorneys at Law<br>7 Glenwood Avenue, 4 <sup>TH</sup> Floor<br>East Orange, New Jersey 07017<br>(973) 675-5622; (408) 519-6711 Telefax<br>Email: herbertraymond@gmail.com<br>Herbert B. Raymond, Esq.; Jeffrey M.<br>Raymond, Esq., Kevin DeLyon, Esq.<br>Attorneys for the Debtor(s) |  |
| NANA OPOKU-WARE, DEBTOR(S)  |  |

Case No.: 19-25519 JKS  
Chapter: 13 \_\_\_\_\_  
Adv. No.: \_\_\_\_\_  
Hearing Date: 1/27/22 @ 8:30 A.M.  
Judge: JOHN K. SHERWOOD

### CERTIFICATION OF SERVICE

1. I, KENNETH RAYMOND :

- represent \_\_\_\_\_ in the this matter.
- am the secretary/paralegal for RAYMOND & RAYMOND, ESQS., HERBERT B. RAYMOND, ESQ., APPEARING\_, who represents the Debtor\_ in the this matter.
- am the \_\_\_\_\_ in the this case and am representing myself.

2. On DECEMBER29, 2021, I sent a copy of the following pleadings and/or documents to the parties listed in the chart below.

Modified Chapter 13 Plan  
Chapter 13 Transmittal Letter  
Real Property Appraisal

3. I certify under penalty of perjury that the above documents were sent using the mode of service indicated.

Date: DECEMBER 29, 2021

/S/ KENNETH RAYMOND\_

Signature

| Name and Address of Party Served   | Relationship of Party to the Case | Mode of Service   |
|--|-----------------------------------|---|
| Marie-Ann Greenberg, Esq.<br>Chapter 13 Standing Trustee<br>30 Two Bridges Rd.<br>Fairfield, N.J. 07004  | CHAPTER 13<br>TRUSTEE             | <input type="checkbox"/> Hand-delivered<br><input checked="" type="checkbox"/> Regular mail<br><input type="checkbox"/> Certified mail/RR<br><input type="checkbox"/> E-mail<br><input checked="" type="checkbox"/> Notice of Electronic Filing (NEF)<br><input type="checkbox"/> Other _____<br>(as authorized by the court *) |
| PNC Financial Services Group, Inc.<br>One PNC Plaza<br>249 Fifth Avenue<br>Pittsburgh, Pennsylvania 15222-2707<br>Attn: Officer, Managing or General<br>Agent or Any Other Agent Authorized<br>By Appointment or Bay Law<br>to Receive Service of Process<br>Attn: William S. Demchak, CEO | CREDITOR                          | <input type="checkbox"/> Hand-delivered<br><input checked="" type="checkbox"/> Regular mail<br><input checked="" type="checkbox"/> Certified mail/RR<br><input type="checkbox"/> E-mail<br><input type="checkbox"/> Notice of Electronic Filing (NEF)<br><input type="checkbox"/> Other _____<br>(as authorized by the court *) |
| KML Law Group<br>216 Haddon Avenue, Ste. 406,<br>Westmont, NJ 08108  | ATTORNEYS FOR<br>PNC BANK         | <input type="checkbox"/> Hand-delivered<br><input checked="" type="checkbox"/> Regular mail<br><input type="checkbox"/> Certified mail/RR<br><input type="checkbox"/> E-mail<br><input checked="" type="checkbox"/> Notice of Electronic Filing (NEF)<br><input type="checkbox"/> Other _____<br>(as authorized by the court *) |
|  |                                   | <input type="checkbox"/> Hand-delivered<br><input checked="" type="checkbox"/> Regular mail<br><input type="checkbox"/> Certified mail/RR<br><input type="checkbox"/> E-mail<br><input type="checkbox"/> Notice of Electronic Filing (NEF)<br><input type="checkbox"/> Other _____<br>(as authorized by the court *)            |

| Name and Address of Party Served | Relationship of Party to the Case | Mode of Service   |
|----------------------------------|-----------------------------------|---|
|                                  |                                   | <input type="checkbox"/> Hand-delivered<br><input type="checkbox"/> Regular mail<br><input type="checkbox"/> Certified mail/RR<br><input type="checkbox"/> E-mail<br><input type="checkbox"/> Notice of Electronic Filing (NEF)<br><input type="checkbox"/> Other _____<br>(as authorized by the court *) |
|                                  |                                   | <input type="checkbox"/> Hand-delivered<br><input type="checkbox"/> Regular mail<br><input type="checkbox"/> Certified mail/RR<br><input type="checkbox"/> E-mail<br><input type="checkbox"/> Notice of Electronic Filing (NEF)<br><input type="checkbox"/> Other _____<br>(as authorized by the court *) |
|                                  |                                   | <input type="checkbox"/> Hand-delivered<br><input type="checkbox"/> Regular mail<br><input type="checkbox"/> Certified mail/RR<br><input type="checkbox"/> E-mail<br><input type="checkbox"/> Notice of Electronic Filing (NEF)<br><input type="checkbox"/> Other _____<br>(as authorized by the court *) |
|                                  |                                   | <input type="checkbox"/> Hand-delivered<br><input type="checkbox"/> Regular mail<br><input type="checkbox"/> Certified mail/RR<br><input type="checkbox"/> E-mail<br><input type="checkbox"/> Notice of Electronic Filing (NEF)<br><input type="checkbox"/> Other _____<br>(as authorized by the court *) |



Herbert Raymond <herbertraymond@gmail.com>

## Ch-13 19-25519-JKS Confirmation Hearing on Modified Plan - Nana Opoku-Ware

1 message

cmecl\_help\_desk@njb.uscourts.gov <cmecl\_help\_desk@njb.uscourts.gov>  
To: no-reply@njb.uscourts.gov

Tue, Dec 28, 2021 at 8:03 AM

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30-page limit do not apply.

U.S. Bankruptcy Court

District of New Jersey

### Notice of Electronic Filing

The following transaction was received from Ic entered on 12/28/2021 at 8:03 AM EST and filed on 12/28/2021

**Case Name:** Nana Opoku-Ware

**Case Number:** 19-25519-JKS

**Document Number:**

#### Docket Text:

Hearing on Confirmation of Modified Plan Scheduled (related document:[92] Modified Chapter 13 Plan - After Confirmation. and Request for Valuation of Security. Filed by Herbert B. Raymond on behalf of Nana Opoku-Ware.). Confirmation hearing to be held on 1/27/2022 at 08:30 AM at JKS - Courtroom 3D, Newark. Last day to Object to Confirmation 1/20/2022. (lc)

The following document(s) are associated with this transaction:

#### 19-25519-JKS Notice will be electronically mailed to:

Emmanuel J. Argentieri on behalf of Creditor U.S. Bank, NA as Legal Title Trustee for Truman 2016 SC Title Trust  
bk@rgalegal.com

Shauna M Deluca on behalf of Creditor MTGLQ INVESTORS, LP  
sdeluca@raslg.com

Shauna M Deluca on behalf of Creditor MTGLQ Investors, LP  
sdeluca@raslg.com

Marie-Ann Greenberg  
magecf@magtrustee.com

Melissa N. Licker on behalf of Creditor Wilmington Savings Fund Society, FSB, d/b/a Christiana Trust, not individually but as trustee for Hilldale Trust as serviced by Fay Servicing  
mlicker@hillwallack.com, HWBKnewyork@ecf.courtdrive.com

Sindi Mncina on behalf of Creditor MTGLQ INVESTORS, LP  
smncina@raslg.com

Sindi Mncina on behalf of Creditor Wilmington Savings Fund Society, FSB  
smncina@raslg.com

Herbert B. Raymond on behalf of Debtor Nana Opoku-Ware  
herbertraymond@gmail.com, raymondmail@comcast.net;bankruptcyattorneys@comcast.net;herb

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

Caption in compliance with D.N.J. LBR 9004-1(b)

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Email: herbertraymond@gmail.com  
Herbert B. Raymond; Jeffrey M. Raymond, Esq.;  
Kevin L. DeLyon, Esq.  
Attorneys for the Debtor(s)

In Re:

NANA OPOKU-WARE, DEBTOR

Case No.: 19-25519 JKS

Hearing Date: 1/27/22@8:30 a.m.

Judge: SHERWOOD

**NOTICE OF CHAPTER 13 PLAN TRANSMITTAL**

The enclosed  plan,  modified plan is proposed by the debtor and was filed on  
DECEMBER 27, 2021. It has been served on you because the plan contains motions  
that may adversely affect your interest.

Your rights may be affected by this plan. Your claim may be reduced, modified, or eliminated. This Plan may be confirmed and become binding, and included motions may be granted without further notice or hearing, unless written objection is filed before the deadline stated in the Notice. The Court may confirm this plan, if there are no timely filed objections, without further notice. See Bankruptcy Rule 3015. This plan includes motions to avoid or modify a lien, the lien avoidance or modification may take place solely within the chapter 13 confirmation process. The plan confirmation order alone will avoid or modify the lien. The debtor need not file a separate motion or adversary proceeding to avoid or modify a lien based on value of the collateral or to reduce the interest rate. An affected lien creditor who wishes to contest said treatment must file a timely objection and appear at the confirmation hearing to prosecute same.

**Real Property:**

The debtor(s) has valued real property located at 123-125 Division Street, Elizabeth,  
New Jersey 07201 [address] at \$ 400,000. The  
debtor(s) believes the first lien on the property to be in the approximate amount of \$ 496,208

[insert other liens as appropriate]. As such, the debtor(s) believes there is inadequate equity available to satisfy your lien and seeks through the plan to reduce, modify or eliminate your lien.

The debtor's valuation of the property is based on: (a) comparative market analysis; (b) broker price opinion; (c) appraisal; or (d) other: \_\_\_\_\_, a copy of which is attached. All forms of relief sought by motion appear in Part 7 of the plan.

**Personal Property:**

The debtor(s) has valued personal property described as: \_\_\_\_\_ at \$ \_\_\_\_\_.

The debtor(s) believes the lien on the property to be in the approximate amount of \$ \_\_\_\_\_.  
[insert other liens as appropriate]. As such, the debtor(s) believes there is inadequate equity available to satisfy your lien and seeks through the plan to reduce, modify or eliminate your lien.

The debtor's valuation of the property is based on: (a) broker price opinion; (b) appraisal; or (c) other: \_\_\_\_\_, a copy of which is attached. All forms of relief sought by motion appear in Part 7 of the plan.

The Confirmation Hearing is scheduled for JANUARY 27, 2022 @ 8:30 A.M.. Objections to any relief sought in the plan, including relief sought by motion, must be filed with the Clerk of the Bankruptcy Court no later than 7 days prior to the confirmation hearing.

YOU SHOULD CONSULT WITH AN ATTORNEY PROMPTLY, SINCE ENTRY OF AN ORDER OF CONFIRMATION WILL BIND YOU TO ALL OF THE TERMS OF THE CONFIRMED PLAN.

## REAL ESTATE VALUE ESTIMATE

|   |                             |                           |   |  |  |  |  |
|---|-----------------------------|---------------------------|---|--|--|--|--|
| Contact <u>OPOKU-WARE</u>                   |                             |                           |   | Census Tract <u>0305.00</u>  | Map Reference <u>DIGITAL</u>                             |  |  |
| Property Address <u>123-125 DIVISION ST</u> |                             |                           |   | Check one: <input type="checkbox"/> SF <input type="checkbox"/> PUD <input type="checkbox"/> CONDO <input checked="" type="checkbox"/> 2-4 Units |  |  |  |
| City <u>Elizabeth</u>                       |                             |                           |   | County <u>UNION</u>  | State <u>NJ</u> Zip Code <u>07201</u>                    |  |  |
| Phone No. Res. N/A                          |                             | Loan Amount \$ <u>N/A</u> | Term <u>N/A</u>   | Mos. Owner's Est. of Value \$ <u>N/A</u>   |  |  |  |
| No. of Rooms<br><u>12</u>                   | No. of Bedrooms<br><u>6</u> | No. of Baths<br><u>5</u>  | Family room or den<br><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Gross Living Area<br>2,912 Sq. Ft.   | Garage/Carpark<br>(specify type & no.)<br>2 car/driveway | Porches, Patio or<br>Pool (specify)<br>2 balconies | Central Air<br><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

## NEIGHBORHOOD

|                            |  |  |   |                          |                                     |                          |                          |  |
|----------------------------|--|--|---|--------------------------|-------------------------------------|--------------------------|--------------------------|--|
| Location                   | <input checked="" type="checkbox"/> Urban        | <input type="checkbox"/> Suburban              | <input type="checkbox"/> Rural                            | Good                     | Avg                                 | Fair                     | Poor                     |  |
| Built Up                   | <input checked="" type="checkbox"/> Over 75%     | <input type="checkbox"/> 25% to 75%            | <input type="checkbox"/> Under 25%                        | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |  |
| Growth Rate                | <input checked="" type="checkbox"/> Fully Dev.   | <input type="checkbox"/> Rapid                 | <input type="checkbox"/> Steady                           | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> |  |
| Property Values            | <input type="checkbox"/> Increasing              | <input checked="" type="checkbox"/> Stable     | <input type="checkbox"/> Declining                        | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> |  |
| Demand/Supply              | <input type="checkbox"/> Shortage                | <input checked="" type="checkbox"/> In Balance | <input type="checkbox"/> Oversupply                       | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> |  |
| Marketing Time             | <input checked="" type="checkbox"/> Under 3 Mos. | <input type="checkbox"/> 4-6 Mos.              | <input type="checkbox"/> Over 6 Mos.                      | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> |  |
| Present Land Use           | <u>30%</u> 1 Family                              | <u>30%</u> 2-4 Family                          | <u>10%</u> Apts.  | <u>5%</u> Condo          | <u>25%</u> Commercial               | <u>%</u> Industrial      | <u>%</u> Vacant          |  |
| Change in Present Land Use | <input checked="" type="checkbox"/> Not Likely   | <input type="checkbox"/> Likely                | <input type="checkbox"/> Taking Place From _____ To _____ |                          |                                     |                          |                          |  |
| Predominant Occupancy      | <input checked="" type="checkbox"/> Owner        | <input checked="" type="checkbox"/> Tenant     | <u>-5%</u> Vacant   |                          |                                     |                          |                          |  |
| S/F Price Range \$         | <u>150,000</u>                                   | to \$ <u>400,000+</u>                          | \$ <u>275,000</u>   | = Predominant Value      |                                     |                          |                          |  |
| S/Family Age               | <u>1</u>   | yrs. to <u>150+</u> yrs.                       | Predominant Age <u>80</u> yrs.                            |                          |                                     |                          |                          |  |

Comments including those factors affecting marketability (e.g. public parks, schools, view, noise) THE SUBJECT IS LOCATED IN A NEIGHBORHOOD WITH MIXED STYLE DWELLINGS AND SOME COMMERCIAL, WAREHOUSE PROPERTIES. ADEQUATE ACCESS TO SCHOOLS, LOCAL SHOPPING AND PUBLIC TRANSPORTATION.

|  |   |                      |  |                          |                                     |                                     |                          |
|--|---|----------------------|--|--------------------------|-------------------------------------|-------------------------------------|--------------------------|
| SUBJECT PROPERTY   |   |                      |  | PROPERTY RATING          |                                     |                                     |                          |
| Approx. Yr. Blt. <u>2006</u>                                 | # Units <u>2</u>  | # Stories <u>TWO</u> |  | Good                     | Avg                                 | Fair                                | Poor                     |
| Type (det, duplex, semi/det. etc.)                           | <u>DETACHED</u>   |                      |  | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Design (rambler, split, etc.)                                | <u>2 FAMILY</u>   |                      |  | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Exterior Wall Mat.   | <u>VINYL, BRICK, STUC</u>   |                      |  | Roof Mat. <u>ASPHALT</u> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Is the property in a HUD-Identified Special Flood Haz. Area? | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes |                      |  | Appeal and Marketability | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Special Energy-Effic. Items                                  | <u>TYPICAL FOR AREA</u>   |                      |  |                          |                                     |                                     |                          |

Comments (favorable or unfavorable incl. deferred maintenance) QUALITY OF CONSTRUCTION CONSIDERED AVERAGE. FINISHED BASEMENT WITH FULL BATH

| ITEM                             | SUBJECT  | COMPARABLE NO. 1                                      |                |  | COMPARABLE NO. 2                             |                |  | COMPARABLE NO. 3                                      |                |  |
|----------------------------------|--|---|----------------|--|--|----------------|--|---|----------------|--|
| Address                          | <u>123-125 Division St</u><br><u>Elizabeth</u> | <u>509 Magnolia Ave</u><br><u>Elizabeth, NJ 07206</u> |                |  | <u>854 Livingston St</u><br><u>ELIZABETH</u> |                |  | <u>609-611 Court St</u><br><u>Elizabeth, NJ 07206</u> |                |  |
| Proximity to Sub.                |  | <u>0.50 miles SE</u>                                  |                |  | <u>0.15 miles NW</u>                         |                |  | <u>0.34 miles E</u>                                   |                |  |
| Sales Price                      | \$   | \$  | <u>320,000</u> |  | \$   | <u>385,000</u> |  | \$  | <u>445,000</u> |  |
| Date of Sale and Time Adjustment | DESCRIPTION                                    | DESCRIPTION   | +(-)\$ Adjust. |  | DESCRIPTION                                  | +(-)\$ Adjust. |  | DESCRIPTION   | +(-)\$ Adjust. |  |
|                                  |  | <u>01/16/2019</u>                                     |                |  | <u>07/18/2019</u>                            |                |  | <u>04/22/2019</u>                                     |                |  |
| Location                         | average  | average   |                |  | average                                      |                |  | average   |                |  |
| Site/View                        | .08 ACRE/AVG                                   | .06 ACRE/AVG  |                |  | .06 ACRE/AVG                                 |                |  | .09 ACRE/AVG  |                |  |
| Age                              | 13   | 12  |                |  | 20   |                |  | 11  |                |  |
| Condition                        | average  | average   |                |  | average                                      |                |  | average   |                |  |
| Living Area Rm.                  | Total B-rms. Baths                             | Total B-rms. Baths                                    |                |  | Total B-rms. Baths                           |                |  | Total B-rms. Baths                                    |                |  |
| Count and Total                  | <u>12</u> <u>6</u> <u>5</u>                    | <u>10</u> <u>6</u> <u>4</u>                           | +4,000         |  | <u>10</u> <u>6</u> <u>5</u>                  |                |  | <u>12</u> <u>6</u> <u>5</u>                           |                |  |
| Gross Living Area                | <u>2,912</u> Sq. Ft.                           | <u>2,296</u> Sq. Ft.                                  | +22,000        |  | <u>2,372</u> Sq. Ft.                         | +19,000        |  | <u>3,214</u> Sq. Ft.                                  | -11,000        |  |
| Air Conditioning                 | 2 CAC UNITS                                    | 2 CAC UNITS   |                |  | 2 CAC UNITS                                  |                |  | 2 CAC UNITS   |                |  |
| Garage/Carpark                   | 2 car/driveway                                 | 1 car/driveway  | +3,000         |  | 1 car/driveway                               | +3,000         |  | 2 car/driveway  |                |  |
| Porches, Patio, Pools, etc.      | 2 balconies<br>NONE                            | 2 balconies<br>NONE                                   |                |  | none<br>NONE                                 | +2,000         |  | 2 balconies<br>NONE                                   |                |  |
| Special Energy-Efficient Items   | TYPICAL  | TYPICAL   |                |  | TYPICAL                                      |                |  | TYPICAL   |                |  |

**Supplemental Addendum**

File No. BL 7 LOT 196

|                  |                     |          |       |
|------------------|---------------------|----------|-------|
| Borrower/Client  | OPOKU-WARE          |          |       |
| Property Address | 123-125 DIVISION ST |          |       |
| City             | Elizabeth           | County   | UNION |
| Lender           | OPOKU-WARE          | State    | NJ    |
|                  |                     | Zip Code | 07201 |

INTENDED USER: THE INTENDED USER OF THIS APPRAISAL INCLUDES THE CLIENT, THE CLIENT'S ATTORNEY AND OR ACCOUNTANT AND THIRD PARTIES WHICH MAY INCLUDE TRUSTEES, CREDITORS AND THE BANKRUPTCY COURT.

INTENDED USE: THE INTENDED USE OF THE APPRAISAL IS TO ESTIMATE THE MARKET VALUE OF THE SUBJECT FOR BANKRUPTCY PURPOSES.

SCOPE OF WORK: THE SALES AND INCOME APPROACH TO VALUE WERE USED IN THIS REPORT. THESE METHODS BEST INDICATE ACTIONS OF THE MARKET FOR THIS TYPE PROPERTY. THE COST APPROACH TO VALUE WAS INCOME APPROACH TO VALUE WAS CALCULATED BASED ON AVAILABLE RENTAL DATA.

HIGHEST AND BEST USE: THE SUBJECT AS IMPROVED IS A LEGALLY PERMISSIBLE USE BASED ON IT'S CURRENT ZONING. THE LOT SIZE, SHAPE, PHYSICAL CONDITION AND LAND TO BUILDING RATIO ALLOW THE PRESENT STRUCTURE AND INDICATE A GOOD UTILIZATION OF THE IMPROVEMENTS. BASED ON CURRENT MARKET CONDITIONS, THE PRESENT USE AND STRUCTURE AS A 2 FAMILY RESIDENCE IS ITS FINANCIALLY FEASIBLE AND MAXIMALLY PRODUCTIVE USE. THE SUBJECT IS LOCATED IN AN R-2 ZONE. (2 FAMILY RESIDENTIAL ZONE)

INCOME APPROACH: BASED ON A REVIEW OF CURRENT RENTAL DATA IN THIS SPECIFIC MARKET THE TOTAL ESTIMATED GROSS MONTHLY RENT \$3,000 X GROSS RENT MULTIPLIER (GRM) 135 = \$405,000. (comparable rental data on file)

ADJUSTMENT BASED ON \$4,000 PER FULL BATH. GLA BASED ON \$35 PER SQUARE FOOT AND ROUNDED. ALL SALES CONSIDERED IN THE FINAL DETERMINATION OF MARKET VALUE.

THE SUBJECT HAS NOT BEEN SOLD IN THE LAST 36 MONTHS.

THE SUBJECT HAS NOT BEEN LISTED FOR SALE IN THE LAST 12 MONTHS.

**Operating Income Statement****One- to Four-Family Investment Property and Two- to Four-Family Owner-Occupied Property**

## Property Address

123-125 DIVISION ST  
StreetElizabeth  
CityNJ  
State07201  
Zip Code

**General Instructions:** This form is to be prepared jointly by the loan applicant, the appraiser, and the lender's underwriter. The applicant must complete the following schedule indicating each unit's rental status, lease expiration date, current rent, market rent, and the responsibility for utility expenses. Rental figures must be based on the rent for an "unfurnished" unit.

|            | Currently Rented  | Expiration Date | Current Rent Per Month | Market Rent Per Month | Utility Expense | Paid By Owner                       | Paid By Tenant                      |
|------------|---|-----------------|------------------------|-----------------------|-----------------|-------------------------------------|-------------------------------------|
| Unit No. 1 | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | OWNER           | \$                     | \$ 1,500              | Electricity     | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Unit No. 2 | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | VACANT          | \$                     | \$ 1,500              | Gas             | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Unit No. 3 | Yes <input type="checkbox"/> No <input type="checkbox"/>            |                 | \$                     | \$                    | Fuel Oil        | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Unit No. 4 | Yes <input type="checkbox"/> No <input type="checkbox"/>            |                 | \$                     | \$                    | Fuel (Other)    | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Total      |   |                 | \$                     | \$ 3,000              | Water/Sewer     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
|            |   |                 |                        |                       | Trash Removal   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |

The applicant should complete all of the income and expense projections and for existing properties provide actual year-end operating statements for the past two years (for new properties the applicant's projected income and expenses must be provided). This Operating Income Statement and any previous operating statements the applicant provides must then be sent to the appraiser for review, comment, and/or adjustments next to the applicant's figures (e.g. Applicant/Appraiser 288/300). If the appraiser is retained to complete the form instead of the applicant, the lender must provide to the appraiser the aforementioned operating statements, mortgage insurance premium, HOA dues, leasehold payments, subordinate financing, and/or any other relevant information as to the income and expenses of the subject property received from the applicant to substantiate the projections. The underwriter should carefully review the applicant's/appraiser's projections and the appraiser's comments concerning those projections. The underwriter should make any final adjustments that are necessary to more accurately reflect any income or expense items that appear unreasonable for the market. (Real estate taxes and insurance on these types of properties are included in PITI and not calculated as an annual expense item) Income should be based on the current rents, but should not exceed market rents. When there are no current rents because the property is proposed, new, or currently vacant, market rents should be used.

**Annual Income and Expense Projection for Next 12 months**

| Income (Do not include income for owner-occupied units) | By Applicant/Appraiser | Adjustments by Lender's Underwriter |
|---|------------------------|-------------------------------------|
| Gross Annual Rental (from unit(s) to be rented)         | (Current) \$ _____     | \$ _____                            |
| Other Income (include sources)                          | + _____                | + _____                             |
| Total   | \$ _____               | \$ _____                            |
| Less Vacancy/Rent Loss                                  | - _____ ( 5 % )        | - _____ ( % )                       |
| Effective Gross Income                                  | \$ _____               | \$ _____                            |

**Expenses (Do not include expenses for owner-occupied units)**

|                            |       |       |
|----------------------------|-------|-------|
| Electricity                | _____ | _____ |
| Gas                        | _____ | _____ |
| Fuel Oil                   | _____ | _____ |
| Fuel ..... (Type - _____ ) | _____ | _____ |
| Water/Sewer                | 1,000 | _____ |
| Trash Removal              | _____ | _____ |
| Pest Control               | 50    | _____ |
| Other Taxes or Licenses    | _____ | _____ |
| Casual Labor               | 50    | _____ |

This includes the costs for public area cleaning, snow removal, etc., even though the applicant may not elect to contract for such services.

**Interior Paint/Decorating**

This includes the costs of contract labor and materials that are required to maintain the interiors of the living unit.

**General Repairs/Maintenance**

This includes the costs of contract labor and materials that are required to maintain the public corridors, stairways, roofs, mechanical systems, grounds, etc.

**Management Expenses**

These are the customer expenses that a professional management company would charge to manage the property.

**Supplies**

This includes the costs of items like light bulbs, janitorial supplies, etc.

Total Replacement Reserves - See Schedule on Pg. 2

1,270

Miscellaneous

## Replacement Reserve Schedule

## Document Page 10 of 31

Adequate replacement reserves must be calculated regardless of whether actual reserves are provided for on the owner's operating statements or are customary in the local market. This represents the total average yearly reserves. Generally, all equipment and components that have a remaining life of more than one year - such as refrigerators, stoves, clothes washers/dryers, trash compactors, furnaces, roofs, and carpeting, etc. - should be expensed on a replacement cost basis.

| Equipment                                    | Replacement Cost          | Remaining Life             | By Applicant/<br>Appraiser | Lender<br>Adjustments |
|--|---------------------------|----------------------------|----------------------------|-----------------------|
| Stoves/Ranges                                | @ \$ 500 ea.              | + 20 Yrs. x 2              | Units = \$ 50              | \$                    |
| Refrigerators                                | @ \$ 400 ea.              | + 20 Yrs. x 2              | Units = \$ 40              | \$                    |
| Dishwashers                                  | @ \$ ea.                  | + Yrs. x                   | Units = \$                 | \$                    |
| A/C Units                                    | @ \$ 5,000 ea.            | + 25 Yrs. x 2              | Units = \$ 400             | \$                    |
| C. Washer/Dryers                             | @ \$ ea.                  | + Yrs. x                   | Units = \$                 | \$                    |
| HW Heaters                                   | @ \$ 1,000 ea.            | + 20 Yrs. x 2              | Units = \$ 100             | \$                    |
| Furnace(s)                                   | @ \$ 5,000 ea.            | + 25 Yrs. x 2              | Units = \$ 400             | \$                    |
| (Other)                                      | @ \$ ea.                  | + Yrs. x                   | Units = \$                 | \$                    |
| Roof   | @ \$ 7,000                | + 25 Yrs. x One Bldg. =    | \$ 280                     | \$                    |
| Carpeting (Wall to Wall)                     |                           | Remaining Life             |                            |                       |
| (Units) _____                                | Total Sq. Yds. @ \$ _____ | Per Sq. Yd. + _____ Yrs. = | \$ _____                   | \$ _____              |
| (Public Areas) _____                         | Total Sq. Yds. @ \$ _____ | Per Sq. Yd. + _____ Yrs. = | \$ _____                   | \$ _____              |
| Total Replacement Reserves. (Enter on Pg. 1) |                           |                            | \$ 1,270                   | \$                    |

## Operating Income Reconciliation

|                                  |                                     |                              |   |
|----------------------------------|-------------------------------------|------------------------------|---|
| \$ Effective Gross Income        | - \$ 2,520 Total Operating Expenses | = \$ -2,520 Operating Income | + 12 = \$ -210 Monthly Operating Income |
| \$ -210 Monthly Operating Income | - \$ Monthly Housing Expense        | = \$ Net Cash Flow           |   |

(Note: Monthly Housing Expense includes principal and interest on the mortgage, hazard insurance premiums, real estate taxes, mortgage insurance premiums, HOA dues, leasehold payments, and subordinate financing payments.)

## Underwriter's instructions for 2-4 Family Owner-Occupied Properties

- If Monthly Operating Income is a positive number, enter as "Net Rental Income" in the "Gross Monthly Income" section of Freddie Mac Form 65/Fannie Mae Form 1003. If Monthly Operating Income is a negative number, it must be included as a liability for qualification purposes.
- The borrower's monthly housing expense-to-income ratio must be calculated by comparing the total Monthly Housing Expense for the subject property to the borrower's stable monthly income.

## Underwriter's instructions for 1-4 Family Investment Properties

- If Net Cash Flow is a positive number, enter as "Net Rental Income" in the "Gross Monthly Income" section of Freddie Mac Form 65/Fannie Mae Form 1003. If Net Cash Flow is a negative number, it must be included as a liability for qualification purposes.
- The borrower's monthly housing expense-to-income ratio must be calculated by comparing the total monthly housing expense for the borrower's primary residence to the borrower's stable monthly income.

## Appraiser's Comments (Including sources for data and rationale for the projections)

**DEFINITION OF MARKET VALUE:** The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledgeably and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby: (1) buyer and seller are typically motivated; (2) both parties are well informed or well advised, and each acting in what he considers his own best interest; (3) a reasonable time is allowed for exposure in the open market; (4) payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and (5) the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions\* granted by anyone associated with the sale. (Source: FDIC Interagency Appraisal and Evaluation Guidelines, October 27, 1994.)

\*Adjustments to the comparables must be made for special or creative financing or sales concessions. No adjustments are necessary for those costs which are normally paid by sellers as a result of tradition or law in a market area; these costs are readily identifiable since the seller pays these costs in virtually all sales transactions. Special or creative financing adjustments can be made to the comparable property by comparisons to financing terms offered by a third party institutional lender that is not already involved in the property or transaction. Any adjustment should not be calculated on a mechanical dollar for dollar cost of the financing or concession but the dollar amount of any adjustment should approximate the market's reaction to the financing or concessions based on the appraiser's judgement.

## **STATEMENT OF LIMITING CONDITIONS AND CERTIFICATION**

**CONTINGENT AND LIMITING CONDITIONS:** The appraiser's certification that appears in the appraisal report is subject to the following conditions:

1. The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The appraiser assumes that the title is good and marketable and, therefore, will not render any opinions about the title. The property is valued on the basis of it being under responsible ownership.
2. Any sketch provided in the appraisal report may show approximate dimensions of the improvements and is included only to assist the reader of the report in visualizing the property. The appraiser has made no survey of the property.
3. The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand, or as otherwise required by law.
4. Any distribution of valuation between land and improvements in the report applies only under the existing program of utilization. These separate valuations of the land and improvements must not be used in conjunction with any other appraisal and are invalid if they are so used.
5. The appraiser has no knowledge of any hidden or unapparent conditions of the property or adverse environmental conditions (including the presence of hazardous waste, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. This appraisal report must not be considered an environmental assessment of the subject property.
6. The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.
7. The appraiser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice, and any applicable federal, state or local laws.
8. The appraiser has based his or her appraisal report and valuation conclusion for an appraisal that is subject to satisfactory completion, repairs, or alterations on the assumption that completion of the improvements will be performed in a workmanlike manner.
9. The appraiser must provide his or her prior written consent before the lender/client specified in the appraisal report can distribute the appraisal report (including conclusions about the property value, the appraiser's identity and professional designations, and references to any professional appraisal organizations or the firm with which the appraiser is associated) to anyone other than the borrower, the mortgagee or its successors and assigns; the mortgage insurer; consultants; professional appraisal organizations; any state or federally approved financial institution; or any department, agency, or instrumentality of the United States or any state or the District of Columbia; except that the lender/client may distribute the property description section of the report only to data collection or reporting service(s) without having to obtain the appraiser's prior written consent. The appraiser's written consent and approval must also be obtained before the appraisal can be conveyed by anyone to the public through advertising, public relations, news, sales, or other media.

**CERTIFICATION:** The appraiser certifies and agrees that:

1. The statements of fact contained in this report are true and correct.
2. The reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions and are my personal, impartial and unbiased professional analyses, opinions, and conclusions.
3. Unless otherwise indicated, I have no present or prospective interest in the property that is the subject of this report and no personal interest with respect to the parties involved.
4. Unless otherwise indicated, I have performed no services, as an appraiser or in any other capacity, regarding the property that is the subject of this report within the three-year period immediately preceding acceptance of this assignment.
5. I have no bias with respect to the property that is the subject of this report or the parties involved with this assignment.
6. My engagement in this assignment was not contingent upon developing or reporting predetermined results.
7. My compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.
8. My analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the Uniform Standards of Professional Appraisal Practice that were in effect at the time this report was prepared.
9. Unless otherwise indicated, I have made a personal inspection of the interior and exterior areas of the property that is the subject of this report, and the exteriors of all properties listed as comparables.
10. Unless otherwise indicated, no one provided significant real property appraisal assistance to the person(s) signing this certification (if there are exceptions, the name of each individual providing significant real property appraisal assistance is stated elsewhere in this report).

|                  |                     |                         |
|------------------|---------------------|-------------------------|
| Borrower/Client  | OPOKU-WARE          | File No. BL 7 LOT 196   |
| Property Address | 123-125 DIVISION ST |                         |
| City             | Elizabeth           | County UNION            |
| Lender           | OPOKU-WARE          | State NJ Zip Code 07201 |

## APPRAISAL AND REPORT IDENTIFICATION

This Report is one of the following types:

- Appraisal Report (A written report prepared under Standards Rule 2-2(a), pursuant to the Scope of Work, as disclosed elsewhere in this report.)
- Restricted Appraisal Report (A written report prepared under Standards Rule 2-2(b), pursuant to the Scope of Work, as disclosed elsewhere in this report, restricted to the stated intended use by the specified client or intended user.)

## Comments on Standards Rule 2-3

I certify that, to the best of my knowledge and belief:

- The statements of fact contained in this report are true and correct.
- The reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.
- Unless otherwise indicated, I have no present or prospective interest in the property that is the subject of this report and no personal interest with respect to the parties involved.
- Unless otherwise indicated, I have performed no services, as an appraiser or in any other capacity, regarding the property that is the subject of this report within the three-year period immediately preceding acceptance of this assignment.
- I have no bias with respect to the property that is the subject of this report or the parties involved with this assignment.
- My engagement in this assignment was not contingent upon developing or reporting predetermined results.
- My compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.
- My analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the Uniform Standards of Professional Appraisal Practice that were in effect at the time this report was prepared.
- Unless otherwise indicated, I have made a personal inspection of the property that is the subject of this report.
- Unless otherwise indicated, no one provided significant real property appraisal assistance to the person(s) signing this certification (if there are exceptions, the name of each individual providing significant real property appraisal assistance is stated elsewhere in this report).

## Reasonable Exposure Time

(USPAP defines Exposure Time as the estimated length of time that the property interest being appraised would have been offered on the market prior to the hypothetical consummation of a sale at market value on the effective date of the appraisal.)

My Opinion of Reasonable Exposure Time for the subject property at the market value stated in this report is:

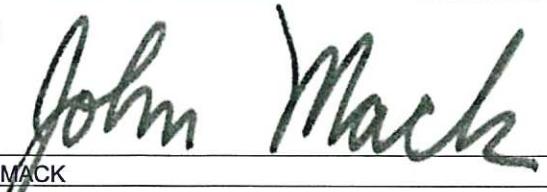
WITHIN 3 MONTHS

FOR REALISTICALLY PRICED PROPERTIES.

## Comments on Appraisal and Report Identification

Note any USPAP related issues requiring disclosure and any State mandated requirements:

APPRAISER:



SUPERVISORY or CO-APPRAISER (if applicable):

Signature:

Name:

State Certification #:

or State License #:

State: NJ Expiration Date of Certification or License: 12/31/2019

Date of Signature and Report: 09/22/2019

Effective Date of Appraisal: AUGUST 03, 2019

Inspection of Subject:  None  Interior and Exterior  Exterior-Only

Date of Inspection (if applicable): AUGUST 03, 2019

Inspection of Subject:  None  Interior and Exterior  Exterior-Only  
Date of Inspection (if applicable):

|                  |                     |          |       |
|------------------|---------------------|----------|-------|
| Borrower/Client  | OPOKU-WARE          |          |       |
| Property Address | 123-125 DIVISION ST |          |       |
| City             | Elizabeth           | County   | UNION |
| Lender           | OPOKU-WARE          | State    | NJ    |
|                  |                     | Zip Code | 07201 |

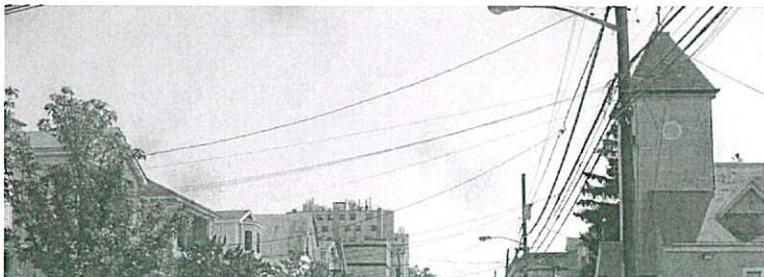


### **Subject Front**

123-125 Division St  
Sales Price  
Gross Living Area 2,912  
Total Rooms 12  
Total Bedrooms 6  
Total Bathrooms 5  
Location average  
View .08 ACRE/AVG  
Site  
Quality  
Age 13



### **Subject Rear**



### **Subject Street**

**Subject Photo Page**

|                  |                     |          |       |
|------------------|---------------------|----------|-------|
| Borrower/Client  | OPOKU-WARE          |          |       |
| Property Address | 123-125 DIVISION ST |          |       |
| City             | Elizabeth           | County   | UNION |
| Lender           | OPOKU-WARE          | State    | NJ    |
|                  |                     | Zip Code | 07201 |



**Subject Rear Yard**

123-125 Division St  
Sales Price  
Gross Living Area 2,912  
Total Rooms 12  
Total Bedrooms 6  
Total Bathrooms 5  
Location average  
View .08 ACRE/AVG  
Site  
Quality  
Age 13



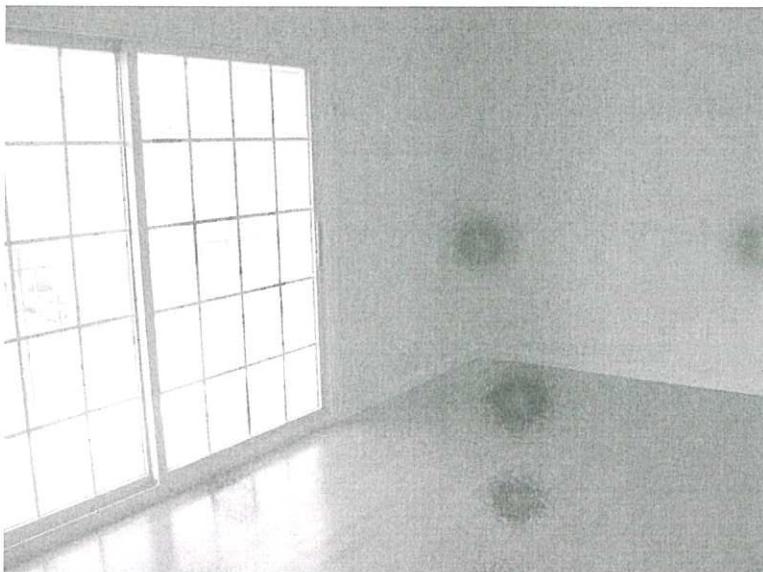
**Subject Rear**



**Subject Street**

**Subject Photo Page**

|                  |                     |          |       |
|------------------|---------------------|----------|-------|
| Borrower/Client  | OPOKU-WARE          |          |       |
| Property Address | 123-125 DIVISION ST |          |       |
| City             | Elizabeth           | County   | UNION |
| Lender           | OPOKU-WARE          | State    | NJ    |
|                  |                     | Zip Code | 07201 |

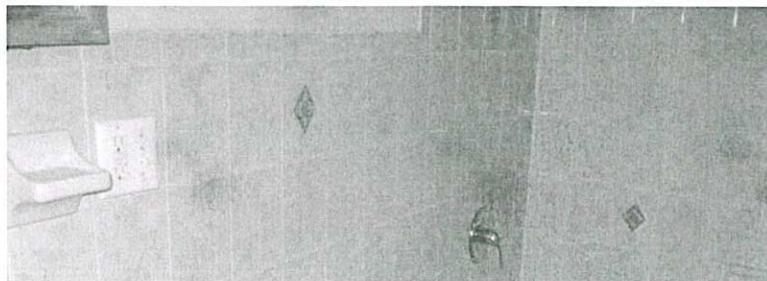


**Subject Interior**

123-125 Division St  
Sales Price  
Gross Living Area 2,912  
Total Rooms 12  
Total Bedrooms 6  
Total Bathrooms 5  
Location average  
View .08 ACRE/AVG  
Site  
Quality  
Age 13



**Subject Interior**



**Subject Interior**

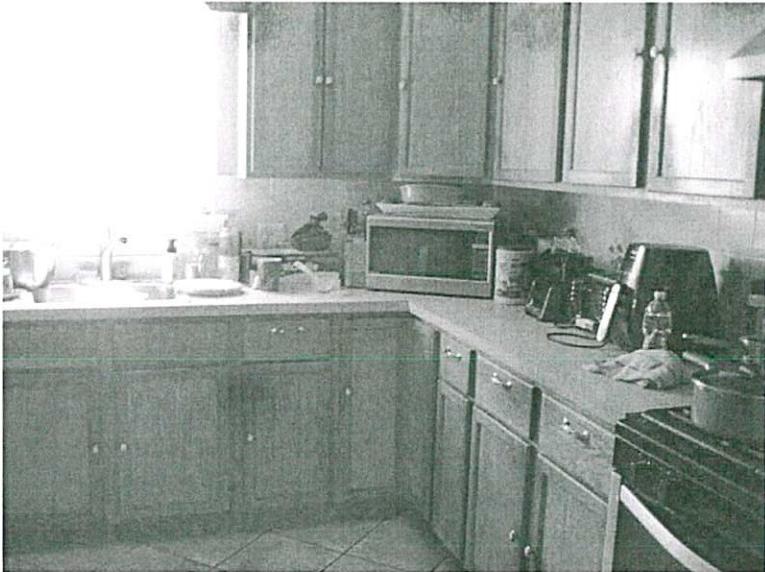
**Subject Photo Page**

|                 |            |                  |                     |      |           |        |       |       |    |          |       |
|-----------------|------------|------------------|---------------------|------|-----------|--------|-------|-------|----|----------|-------|
| Borrower/Client | OPOKU-WARE | Property Address | 123-125 DIVISION ST | City | Elizabeth | County | UNION | State | NJ | Zip Code | 07201 |
| Lender          | OPOKU-WARE |                  |                     |      |           |        |       |       |    |          |       |



**Subject Interior**

123-125 Division St  
Sales Price  
Gross Living Area 2,912  
Total Rooms 12  
Total Bedrooms 6  
Total Bathrooms 5  
Location average  
View .08 ACRE/AVG  
Site  
Quality  
Age 13



**Subject Interior**



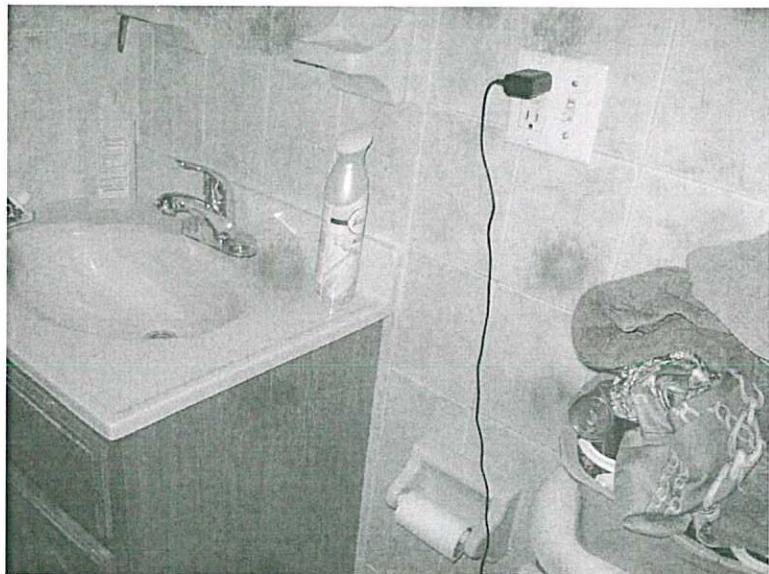
**Subject Interior**

|                  |                     |          |       |
|------------------|---------------------|----------|-------|
| Borrower/Client  | OPOKU-WARE          |          |       |
| Property Address | 123-125 DIVISION ST |          |       |
| City             | Elizabeth           | County   | UNION |
| Lender           | OPOKU-WARE          | State    | NJ    |
|                  |                     | Zip Code | 07201 |



**Subject Interior**

123-125 Division St  
Sales Price  
Gross Living Area 2,912  
Total Rooms 12  
Total Bedrooms 6  
Total Bathrooms 5  
Location average  
View .08 ACRE/AVG  
Site  
Quality  
Age 13

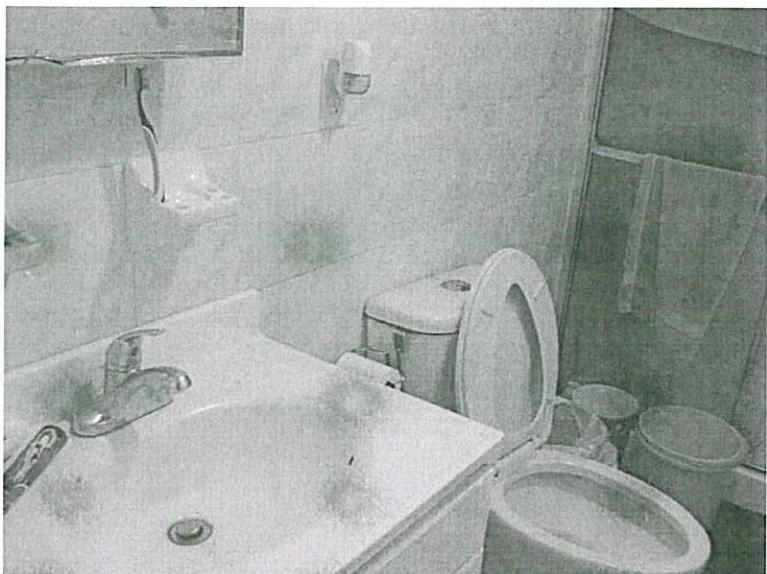


**Subject Interior**



**Subject Interior**

|                  |                     |          |       |
|------------------|---------------------|----------|-------|
| Borrower/Client  | OPOKU-WARE          |          |       |
| Property Address | 123-125 DIVISION ST |          |       |
| City             | Elizabeth           | County   | UNION |
| Lender           | OPOKU-WARE          | State    | NJ    |
|                  |                     | Zip Code | 07201 |



**Subject Interior**

123-125 Division St  
Sales Price  
Gross Living Area 2,912  
Total Rooms 12  
Total Bedrooms 6  
Total Bathrooms 5  
Location average  
View .08 ACRE/AVG  
Site  
Quality  
Age 13

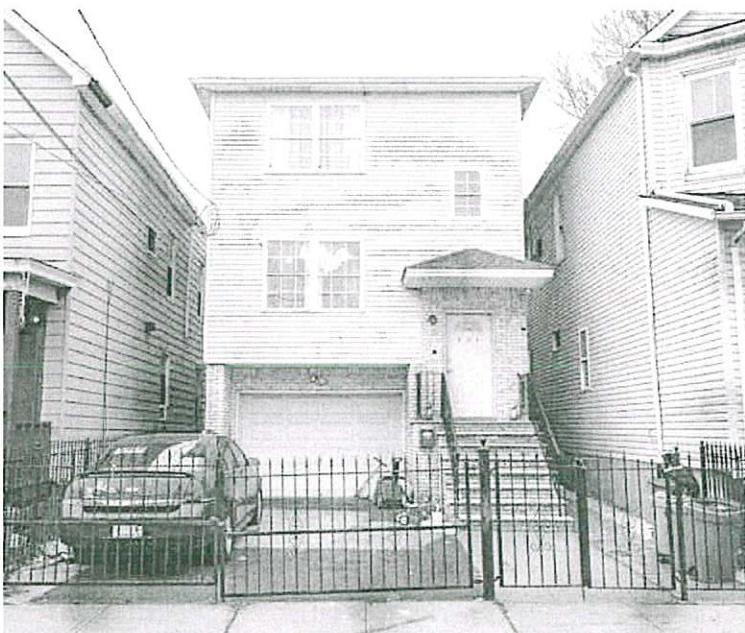


**Subject Interior**

|                  |                     |        |       |          |       |
|------------------|---------------------|--------|-------|----------|-------|
| Borrower/Client  | OPOKU-WARE          |        |       |          |       |
| Property Address | 123-125 DIVISION ST |        |       |          |       |
| City             | Elizabeth           | County | UNION |          |       |
| Lender           | OPOKU-WARE          | State  | NJ    | Zip Code | 07201 |

**Comparable 1**

509 Magnolia Ave  
 Prox. to Subject 0.50 miles SE  
 Sale Price 320,000  
 Gross Living Area 2,296  
 Total Rooms 10  
 Total Bedrooms 6  
 Total Bathrooms 4  
 Location average  
 View .06 ACRE/AVG  
 Site  
 Quality  
 Age 12

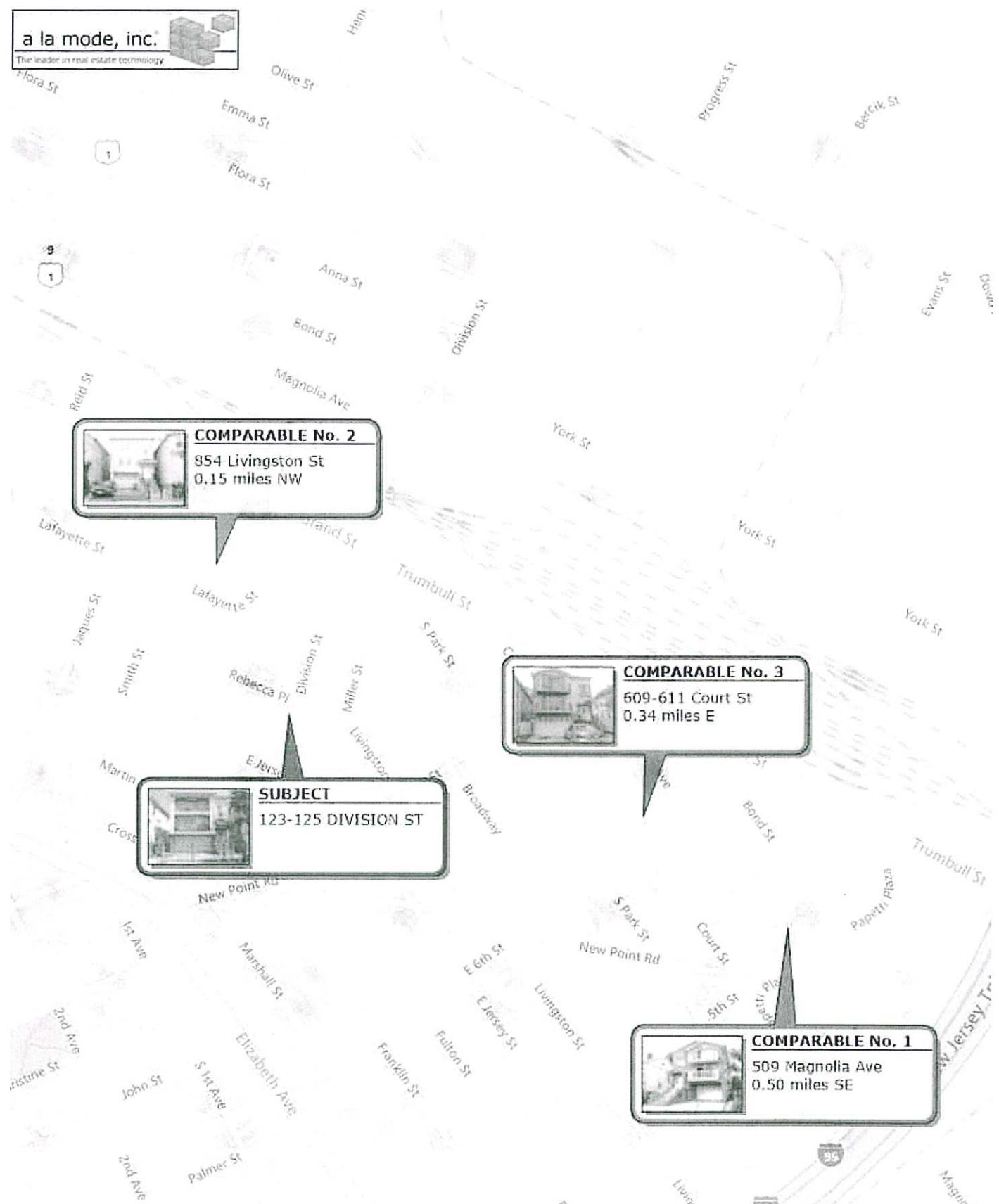
**Comparable 2**

854 Livingston St  
 Prox. to Subject 0.15 miles NW  
 Sale Price 385,000  
 Gross Living Area 2,372  
 Total Rooms 10  
 Total Bedrooms 6  
 Total Bathrooms 5  
 Location average  
 View .06 ACRE/AVG  
 Site  
 Quality  
 Age 20

**Comparable 3**

609-611 Court St  
 Prox. to Subject 0.34 miles E  
 Sale Price 445,000  
 Gross Living Area 3,214  
 Total Rooms 12  
 Total Bedrooms 6  
 Total Bathrooms 5  
 Location average

|                  |                     |        |       |       |    |
|------------------|---------------------|--------|-------|-------|----|
| Borrower/Client  | OPOKU-WARE          |        |       |       |    |
| Property Address | 123-125 DIVISION ST |        |       |       |    |
| City             | Elizabeth           | County | UNION | State | NJ |
| Lender           | OPOKU-WARE          |        |       |       |    |



**STATISTICAL INFORMATION ONLY: Debtor must select the number of each of the following items included in the Plan.**

1 Valuation of Security     0 Assumption of Executory Contract or Unexpired Lease     0 Lien Avoidance

Last revised: August 1, 2020

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

In Re:

NANA OPOKU-WARE,

Case No.:

19-25519 JKS

Judge:

JOHN K. SHERWOOD

Debtor(s)

**Chapter 13 Plan and Motions**

- Original       Modified/Notice Required      Date: December 27, 2021  
 Motions Included       Modified/No Notice Required

**THE DEBTOR HAS FILED FOR RELIEF UNDER  
CHAPTER 13 OF THE BANKRUPTCY CODE**

**YOUR RIGHTS MAY BE AFFECTED**

You should have received from the court a separate *Notice of the Hearing on Confirmation of Plan*, which contains the date of the confirmation hearing on the Plan proposed by the Debtor. This document is the actual Plan proposed by the Debtor to adjust debts. You should read these papers carefully and discuss them with your attorney. Anyone who wishes to oppose any provision of this Plan or any motion included in it must file a written objection within the time frame stated in the *Notice*. Your rights may be affected by this plan. Your claim may be reduced, modified, or eliminated. This Plan may be confirmed and become binding, and included motions may be granted without further notice or hearing, unless written objection is filed before the deadline stated in the *Notice*. The Court may confirm this plan, if there are no timely filed objections, without further notice. See Bankruptcy Rule 3015. If this plan includes motions to avoid or modify a lien, the lien avoidance or modification may take place solely within the chapter 13 confirmation process. The plan confirmation order alone will avoid or modify the lien. The debtor need not file a separate motion or adversary proceeding to avoid or modify a lien based on value of the collateral or to reduce the interest rate. An affected lien creditor who wishes to contest said treatment must file a timely objection and appear at the confirmation hearing to prosecute same.

The following matters may be of particular importance. Debtors must check one box on each line to state whether the plan includes each of the following items. If an item is checked as "Does Not" or if both boxes are checked, the provision will be ineffective if set out later in the plan.

THIS PLAN:

- DOES  DOES NOT CONTAIN NON-STANDARD PROVISIONS. NON-STANDARD PROVISIONS MUST ALSO BE SET FORTH IN PART 10.
- DOES  DOES NOT LIMIT THE AMOUNT OF A SECURED CLAIM BASED SOLELY ON VALUE OF COLLATERAL, WHICH MAY RESULT IN A PARTIAL PAYMENT OR NO PAYMENT AT ALL TO THE SECURED CREDITOR. SEE MOTIONS SET FORTH IN PART 7, IF ANY.
- DOES  DOES NOT AVOID A JUDICIAL LIEN OR NONPOSSESSORY, NONPURCHASE-MONEY SECURITY INTEREST. SEE MOTIONS SET FORTH IN PART 7, IF ANY.

Initial Debtor(s)' Attorney: HR

Initial Debtor: NO

Initial Co-Debtor: \_\_\_\_\_

**Part 1: Payment and Length of Plan**

a. The debtor shall pay \$ \_\_\_\_\_ \*\* \_\_\_\_\_ per \_\_\_\_\_ MONTH \_\_\_\_\_ to the Chapter 13 Trustee, starting on \_\_\_\_\_ SEPTEMBER OF 2019 \_\_\_\_\_ for approximately \_\_\_\_\_ 84 \_\_\_\_\_ months.

b. The debtor shall make plan payments to the Trustee from the following sources:

Future earnings

Other sources of funding (describe source, amount and date when funds are available):

c. Use of real property to satisfy plan obligations:

Sale of real property

Description:

Proposed date for completion: \_\_\_\_\_

Refinance of real property:

Description:

Proposed date for completion: \_\_\_\_\_

Loan modification with respect to mortgage encumbering property:

Description:

Proposed date for completion: \_\_\_\_\_

d.  The regular monthly mortgage payment will continue pending the sale, refinance or loan modification.

e.  Other information that may be important relating to the payment and length of plan:

\*\* i. \$39,561 paid in to date through December of 2021 (Over 28 Months)

ii. \$1,500 per month, starting in January of 2022, through and including September of 2022 (9 Months)

iii. \$2,150 per month, starting in October of 2022, through and including September of 2023 (12 Months)

iv. \$2,500 per month, starting in October of 2023, through and including August of 2025, for a period of twenty-three (23) months

v. \$3,020 per month, starting in September of 2025, for a period of twelve (12) months

**Part 2: Adequate Protection  NONE**

a. Adequate protection payments will be made in the amount of \$ \_\_\_\_\_ to be paid to the Chapter 13 Trustee and disbursed pre-confirmation to \_\_\_\_\_ (creditor).

b. Adequate protection payments will be made in the amount of \$ \_\_\_\_\_ to be paid directly by the debtor(s) outside the Plan, pre-confirmation to: \_\_\_\_\_ (creditor).

**Part 3: Priority Claims (Including Administrative Expenses)**

a. All allowed priority claims will be paid in full unless the creditor agrees otherwise:

| Creditor                    | Type of Priority              | Amount to be Paid          |
|-----------------------------|-------------------------------|----------------------------|
| CHAPTER 13 STANDING TRUSTEE | ADMINISTRATIVE                | AS ALLOWED BY STATUTE      |
| ATTORNEY FEE BALANCE        | ADMINISTRATIVE                | BALANCE DUE: \$ Supp. Fees |
| DOMESTIC SUPPORT OBLIGATION |                               |                            |
| INTERNAL REVENUE SERVICE    | PRIORITY INCOME TAX LIABILITY | \$5,059.77                 |

b. Domestic Support Obligations assigned or owed to a governmental unit and paid less than full amount:

Check one:

None

The allowed priority claims listed below are based on a domestic support obligation that has been assigned to or is owed to a governmental unit and will be paid less than the full amount of the claim pursuant to 11 U.S.C.1322(a)(4):

| Creditor | Type of Priority   | Claim Amount | Amount to be Paid |
|----------|--|--------------|-------------------|
|          | Domestic Support Obligations assigned or owed to a governmental unit and paid less than full amount. |              |                   |

**Part 4: Secured Claims****a. Curing Default and Maintaining Payments on Principal Residence:**  **NONE**

The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor shall pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

| Creditor               | Collateral or Type of Debt                                       | Arrearage  | Interest Rate on Arrearage | Amount to be Paid to Creditor (In Plan) | Regular Monthly Payment (Outside Plan)                 |
|------------------------|--|--|----------------------------|---|--|
| RUSHMORE LOAN SERVICES | MORTGAGE ARREARS RE: 123-125 DIVISION ST., ELIZABETH, NEW JERSEY | Total of \$116,164.78 consisting of pre-petition arrears, post-petition arrears and costs and fees associated with default (s) | N/A                        | \$116,164.78                            | Continued Payments Starting November 1, 2021, et. seq. |

**b. Curing and Maintaining Payments on Non-Principal Residence & other loans or rent arrears:**  **NONE**

The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor will pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

| Creditor  | Collateral or Type of Debt  | Arrearage  | Interest Rate on Arrearage | Amount to be Paid to Creditor (In Plan) | Regular Monthly Payment (Outside Plan)        |
|---|---|--|----------------------------|---|---|
| Wilmington Savings Fund Society (Fay Servicing) | Mortgage arrears pertaining to real property re: 30 Clinton Place, Newark, New Jersey | Total of \$29,563.78 consisting of pre-petition arrears and post-petition arrears and fees and costs associated with default (s) | N/A                        | \$29,563.78                             | CONTINUED PAYMENTS STARTING 11-1-20, ET. SEQ. |

**c. Secured claims excluded from 11 U.S.C. 506:**  **NONE**

The following claims were either incurred within 910 days before the petition date and are secured by a purchase money security interest in a motor vehicle acquired for the personal use of the debtor(s), or incurred within one year of the petition date and secured by a purchase money security interest in any other thing of value:

| Name of Creditor | Collateral | Interest Rate | Amount of Claim | Total to be Paid through the Plan Including Interest Calculation |
|------------------|------------|---------------|-----------------|--|
|                  |            |               |                 |  |

**d. Requests for valuation of security, Cram-down, Strip Off & Interest Rate Adjustments**  **NONE**

1.) The debtor values collateral as indicated below. If the claim may be modified under Section 1322(b)(2), the secured creditor shall be paid the amount listed as the "Value of the Creditor Interest in Collateral," plus interest as stated. The portion of any allowed claim that exceeds that value shall be treated as an unsecured claim. If a secured claim is identified as having "NO VALUE" it shall be treated as an unsecured claim.

**NOTE: A modification under this Section ALSO REQUIRES  
the appropriate motion to be filed under Section 7 of the Plan.**

| Creditor | Collateral  | Scheduled Debt | Total Collateral Value | Superior Liens                             | Value of Creditor Interest in Collateral | Annual Interest Rate | Total Amount to be Paid |
|----------|---|----------------|------------------------|--|--|----------------------|-------------------------|
| PNC BANK | 2ND MORTGAGE<br>RE: 123-125 DIVISION ST., ELIZ., NJ | \$58,582       | \$400,000              | RUSHMORE LOAN SERVICES IAO<br>\$506,514.30 | NO VALUE                                 | N/A                  | NO VALUE                |

2.) Where the Debtor retains collateral and completes the Plan, payment of the full amount of the allowed secured claim shall discharge the corresponding lien.

**e. Surrender**  **NONE**

Upon confirmation, the stay is terminated as to surrendered collateral only under 11 U.S.C. 362(a) and that the stay under 11 U.S.C 1301 be terminated in all respects. The Debtor surrenders the following collateral:

| Creditor | Collateral to be Surrendered | Value of Surrendered Collateral | Remaining Unsecured Debt |
|----------|------------------------------|---------------------------------|--------------------------|
|          |                              |                                 |                          |

**f. Secured Claims Unaffected by the Plan  NONE**

The following secured claims are unaffected by the Plan:

**g. Secured Claims to be Paid in Full Through the Plan:  NONE**

| Creditor | Collateral | Total Amount to be Paid Through the Plan |
|----------|------------|--|
|          |            |  |

**Part 5: Unsecured Claims  NONE****a. Not separately classified allowed non-priority unsecured claims shall be paid:**

Not less than \$ \_\_\_\_\_ to be distributed *pro rata*

Not less than \_\_\_\_\_ percent

*Pro Rata* distribution from any remaining funds

**b. Separately classified unsecured claims shall be treated as follows:**

| Creditor | Basis for Separate Classification | Treatment | Amount to be Paid |
|----------|-----------------------------------|-----------|-------------------|
|          |                                   |           |                   |

**Part 6: Executory Contracts and Unexpired Leases**  **NONE**

(NOTE: See time limitations set forth in 11 U.S.C. 365(d)(4) that may prevent assumption of non-residential real property leases in this Plan.)

All executory contracts and unexpired leases, not previously rejected by operation of law, are rejected, except the following, which are assumed:

| Creditor | Arrears to be Cured in Plan | Nature of Contract or Lease | Treatment by Debtor | Post-Petition Payment |
|----------|-----------------------------|-----------------------------|---------------------|-----------------------|
|          |                             |                             |                     |                       |

**Part 7: Motions**  **NONE**

**NOTE:** All plans containing motions must be served on all affected lienholders, together with local form, *Notice of Chapter 13 Plan Transmittal*, within the time and in the manner set forth in D.N.J. LBR 3015-1. A *Certification of Service, Notice of Chapter 13 Plan Transmittal, and valuation* must be filed with the Clerk of Court when the plan and transmittal notice are served.

a. Motion to Avoid Liens Under 11 U.S.C. Section 522(f).  NONE

The Debtor moves to avoid the following liens that impair exemptions:

**b. Motion to Avoid Liens and Reclassify Claim from Secured to Completely Unsecured.**  **NONE**

The Debtor moves to reclassify the following claims as unsecured and to void liens on collateral consistent with Part 4 above:

| Creditor     | Collateral   | Scheduled Debt | Total Collateral Value | Superior Liens                          | Value of Creditor's Interest in Collateral | Total Amount of Lien to be Reclassified |
|--------------|--|----------------|------------------------|---|--|---|
| PNC BANK, NA | 2ND MORTGAGE AGAINST REAL PROPERTY RE: 123-125 DIVISION ST., ELIZABETH, NJ | \$58,582       | \$400,000              | RUSHMORE LOAN SERVICES IAO \$506,514.30 | NO VALUE                                   | ENTIRE MORTGAGE IAO \$58,582            |

**c. Motion to Partially Void Liens and Reclassify Underlying Claims as Partially Secured and Partially Unsecured.**  **NONE**

The Debtor moves to reclassify the following claims as partially secured and partially unsecured, and to void liens on collateral consistent with Part 4 above:

| Creditor | Collateral | Scheduled Debt | Total Collateral Value | Amount to be Deemed Secured | Amount to be Reclassified as Unsecured |
|----------|------------|----------------|------------------------|-----------------------------|--|
|          |            |                |                        |                             |  |

**Part 8: Other Plan Provisions****a. Vesting of Property of the Estate**

- Upon confirmation
- Upon discharge

**b. Payment Notices**

Creditors and Lessors provided for in Parts 4, 6 or 7 may continue to mail customary notices or coupons to the Debtor notwithstanding the automatic stay.

**c. Order of Distribution**

The Standing Trustee shall pay allowed claims in the following order:

- 1) Ch. 13 Standing Trustee commissions
- 2) Counsel Fees and Supp. Counsel Fees (Fully Paid before other claims)
- 3) Secured Claims and then Priority Claims
- 4) Unsecured Claims

**d. Post-Petition Claims**

The Standing Trustee  is,  is not authorized to pay post-petition claims filed pursuant to 11 U.S.C. Section 1305(a) in the amount filed by the post-petition claimant.

**Part 9: Modification  NONE**

**NOTE: Modification of a plan does not require that a separate motion be filed. A modified plan must be served in accordance with D.N.J. LBR 3015-2.**

If this Plan modifies a Plan previously filed in this case, complete the information below.

Date of Plan being modified: OCTOBER 9, 2020.

|  |   |
|--|---|
| Explain below <b>why</b> the plan is being modified:<br><br>The plan is being modified to address post-petition arrears. | Explain below <b>how</b> the plan is being modified:<br><br>Plan provides for payment of post-petition arrears relating to the Elizabeth property. Payments under the plan increase over time, premised on more employment income (as the health problems ease) and the automobile loans ending. The last two increases relate to completion of automobile loans. |
|--|---|

Are Schedules I and J being filed simultaneously with this Modified Plan?

Yes       No

**Part 10: Non-Standard Provision(s): Signatures Required**

Non-Standard Provisions Requiring Separate Signatures:

NONE

Explain here:

Any non-standard provisions placed elsewhere in this plan are ineffective.

**Signatures**

The Debtor(s) and the attorney for the Debtor(s), if any, must sign this Plan.

By signing and filing this document, the debtor(s), if not represented by an attorney, or the attorney for the debtor(s) certify that the wording and order of the provisions in this Chapter 13 Plan are identical to Local Form, *Chapter 13 Plan and Motions*, other than any non-standard provisions included in Part 10.

I certify under penalty of perjury that the above is true.

Date: DECEMBER 27, 2021

/S/ NANA OPOKU-WARE  
Debtor

Date: \_\_\_\_\_

Joint Debtor

Date: DECEMBER 27, 2021

/S/ HERBERT B. RAYMOND, ESQ.  
Attorney for Debtor(s)